

REMARKS

The Office Action of March 25, 2005, has been considered by the Applicants. Claims 1-4, 7-9, 11-14, 16, 17, 19, and 20 are pending. Reconsideration of the Application is requested.

The disclosure was objected to because of misspelled words. Applicants note that the cited misspelling on page 27 was corrected in the prior amendment of April 19, 2005. However, other misspellings, typographical errors, and uncapitalized trademarks were corrected. Applicants request withdrawal of the objection.

Claims 1-4, 7-9, 11-14, 16, 17, 19, and 20 were rejected under 35 U.S.C. 103(a) as obvious over Tong in view of Floyd. Applicants traverse the rejection.

There is no motivation to combine the references. In particular, Tong teaches that the hindered phenol is part of the backbone of the styrene polymer; see col. 3, ll. 6-23. This is how he prevents it from migrating to the charge generating layer. In this manner, he also teaches away from adding a separate hindered phenol. One of ordinary skill in the art, reading Tong, would not be motivated to use the known phenols because he already has the advantage of preventing oxidative and photochemical degradation. Indeed, he would be motivated to exclude Floyd's stabilizers to avoid imaging member instability; see col. 1, ll. 26-38. Applicants request withdrawal of the § 103(a) rejection based on Tong and Floyd.

Claims 1-4, 7-9, 11-14, 16, 17, 19, and 20 were rejected under the judicial doctrine of double patenting over claims 1-30 of copending application 10/422,668. Though Applicants disagree that the cited claims form the basis for a double patent rejection, a Terminal Disclaimer has been filed in order to expedite prosecution. Applicants request withdrawal of the rejection.

CONCLUSION

For the reasons above, Applicants submit that all pending claims (1-4, 7-9, 11-14, 16, 17, 19, and 20) are in condition for allowance. Withdrawal of the rejections and issuance of a Notice of Allowance is requested.

In the event the Examiner considers personal contact advantageous to the disposition of this case, he is hereby authorized to call Richard M. Klein, at telephone number 216-861-5582, Cleveland, OH.

It believed that no fee is due in conjunction with this response. If, however, it is determined that fees are due, authorization is hereby given for deduction of those fees, other than the issue fees, from Deposit Account No. 24-0037.

Respectfully submitted,

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